

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1506-01
Bill No.: HB 410
Subject: Crimes and Punishment; Drugs and Controlled Substances; Mental Health Dept.;
Motor Vehicles
Type: Original
Date: February 18, 2003

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Mental Health Earnings Fund	\$15,407	\$18,488	\$18,488
Health Initiatives	\$1,531,601	\$1,837,921	\$1,837,921
Total Estimated Net Effect on Other State Funds	\$1,547,008	\$1,856,409	\$1,856,409

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of State Courts Administrator** and **Office of State Treasurer** assume the proposal will have no fiscal impact on their organizations.

Officials from the **Office of Administration - Division of Budget and Planning (BAP)** state the proposal should not result in additional costs or savings to BAP. However, the proposal will impact total state revenue.

Officials from the **Office of Attorney General** assume the costs of collecting delinquent payments can be absorbed with existing resources.

Officials from the **Department of Mental Health (DMH)** state the dollar amount is based on a fee of \$125 (a \$65 increase per client). Based on collecting 98% (100% less 2% administrative fee) of the fees from an estimated 29,143 persons, DMH would collect \$1,856,409 in fees for the SATOP program (\$65 X 98% X 29,143). These funds would be deposited in the Mental Health Earnings Fund.

ASSUMPTION (continued)

DMH officials state this legislation is proposed to allow the Division to set the offender fee. The Division will increase the fee for SATOP to replace a proposed reduction in Health Initiative Fund (HIF) funding.

Oversight assumes HIF funding will remain at constant levels for FY 05 and FY 06. The FY 04 Governor recommended HIF funding for the DMH is \$1,837,921.

This proposal will result in an increase in Total State Revenue.

<u>FISCAL IMPACT - State Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006
MENTAL HEALTH EARNINGS FUND			
<u>Income - Department of Mental Health</u>			
SATOP fees	\$1,547,008	\$1,856,409	\$1,856,409
<u>Costs - Department of Mental Health</u>			
SATOP program expenses previously paid for with Health Initiatives Funds	<u>(\$1,531,601)</u>	<u>(\$1,837,921)</u>	<u>(\$1,837,921)</u>
ESTIMATED NET EFFECT ON MENTAL HEALTH EARNINGS FUND	<u>\$15,407</u>	<u>\$18,488</u>	<u>\$18,488</u>
HEALTH INITIATIVES FUND			
<u>Savings - Department of Mental Health</u>			
SATOP program expenses	<u>\$1,531,601</u>	<u>\$1,837,921</u>	<u>\$1,837,921</u>
ESTIMATED NET EFFECT ON HEALTH INITIATIVES FUND	<u>\$1,531,601</u>	<u>\$1,837,921</u>	<u>\$1,837,921</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

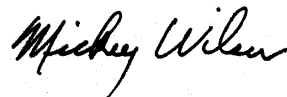
DESCRIPTION

This proposal revises provisions pertaining to the Substance Abuse Traffic Offender Program. The proposal: (1) Requires that moneys deposited in the Health Initiatives Fund be used for the administration of the program; (2) Requires that persons who have had their driver's license suspended or revoked for various reasons enroll and complete the program or a comparable program determined by the Department of Mental Health; (3) Requires that enrollees in the program pay a supplemental fee in addition to a required fee. This requirement applies to persons who are guilty of intoxication-related offenses and various other offenses; and (4) Requires administrators to remit to the Division of Alcohol and Drug Abuse all supplemental fees, less 2% for administrative costs. Administrators who fail to remit the supplemental fees will be subject to a penalty or legal action by the Attorney General.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of Attorney General
Office of Administration -
 Division of Budget and Planning
Office of State Courts Administrator
Department of Mental Health
Office of State Treasurer



Mickey Wilson, CPA
Director
February 18, 2003